## UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

MASSACHUSETTS BAY INSURANCE COMPANY and THE HANOVER INSURANCE COMPANY,

Plaintiffs,

VS.

PUSH HDD, LLC; REECE CONSTRUCTION COMPANY; ZURICH AMERICAN INSURANCE COMPANY; AND HUDSON INSURANCE COMPANY

Defendants.

NO. C17-1174 RSM

STIPULATED LIMITED DISMISSAL OF PLAINTIFFS' CLAIMS AGAINST DEFENDANTS PUSH HDD, LLC, REECE CONSTRUCTION COMPANY, AND HUDSON INSURANCE COMPANY

## I. STIPULATION

Plaintiffs Massachusetts Bay Insurance Company and The Hanover Insurance Company (hereinafter collectively "Plaintiffs") and Defendants Push HDD, LLC, Reece Construction Company, and Hudson Insurance Company, by and through their attorneys of record, hereby agree and stipulate that Plaintiffs' claims against Defendants Push HDD, LLC, Reece Construction Company, and Hudson Insurance Company ONLY should be dismissed with prejudice and without fees or costs to either party pursuant to Fed. R. Civ. P. 41(a)(2).

DATED this 6th day of June, 2018.

1	LETHER & ASSOCIATES, PLLC	OLES MORRISON RINKER & BAKER, LLP
2 3 4 5 6 7 8 9	By: /s/ Thomas Lether Thomas Lether, WSBA #18089 /s/ Erick J. Neal Eric J. Neal, WSBA #31863 /s/ Westin McLean Westin McLean, WSBA #46462 1848 Westlake Avenue N, Suite 100 Seattle, WA 98109 Telephone: 206-467-5444 Facsimile: 206-467-5544 tlether@letherlaw.com Attorneys for Plaintiffs	/s/ Angela D. Wesch Angela D. Wesch, WSBA #23377 701 Pike Street, Ste. 1700 Seattle, WA 98101 Telephone: 206-623-3427 Facsimile: 206-682-6234 wesch@oles.com Attorney for Defendant Push, HDD, LLC
11	A. SHAWN HICKS, P.S.	SELMAN BREITMAN, LLP
12 13 14 15 16 17 18 19 20	/s/ Aaron Shawn Hicks Aaron Shawn Hicks, WSBA #14734 800 5 <sup>th</sup> Ave. Ste. 3825 Seattle, WA 98104 shawnhicks@att.net Attorney for Reece Construction	Peter J. Mintzer Peter J. Mintzer, WSBA #19995  /s/ Justin S. Landreth  Justin S. Landreth, WSBA #44849  800 Fifth Ave. Ste. 4100  Seattle, WA 98104  pmintzer@selmanlaw.com  jlandreth@selmanlaw.com  Attorneys for Hudson Insurance Company
20		
22		
23		
24		
25		

1	ORDER	
2		
3	Based on the Parties' foregoing Stipulation, it is hereby ORDERED that Plaintiffs'	
4	claims against Defendants PUSH HDD, LLC, REECE CONSTRUCTION COMPANY, and	
5	HUDSON INSURANCE COMPANY are hereby dismissed with prejudice and without fees or	
6	costs to any party. The claims asserted by and between the remaining parties are not affected by	
7	this Order.	
8		
9	DATED this 8 <sup>th</sup> day of June 2018.	
10		
11	RICARDO S. MARTINEZ	
12	CHIEF UNITED STATES DISTRICT JUDGE	
13		
14		
15		
16	Presented by:	
17	LETHER & ASSOCIATES, PLLC	
18		
19	By: <u>/s/ Thomas Lether</u> Thomas Lether, WSBA #18089	
20	/s/ Eric J. Neal Eric J. Neal, WSBA #31863	
21	/s/ Westin McLean	
22	Westin McLean, WSBA #46462 1848 Westlake Avenue N, Suite 100	
23	Seattle, WA 98109 Telephone: 206-467-5444	
24	Facsimile: 206-467-5544	
25	tlether@letherlaw.com eneal@letherlaw.com	
	wmclean@letherlaw.com Attorneys for Plaintiffs	

STIPULATED VOLUNTARY DISMISSAL - 3

 $S: \label{lem:massachusetts} S: \label{lem:massachusetts} Assachusetts 17-1174. stip-ord-dsm. docx$